IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 5TH JULY 2007 / 14TH ASHADHA 1929

Crl.Rev.Pet.No. 2590 of 2007()

CRA.965/2006 of ADDL.SESSIONS COURT, (ADHOC), ERNAKULAM
CC.721/2003 of JUDL.MAGISTRATE OF FIRST CLASS-II, KOCHI

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REVN. PETITIONER: APPELLANT/ACCUSED

P.D.SATHESH, C/O.ANIL KINATTUKARAYIL,
UDAYAMPEROOR 682 307.

BY ADV. SRI.P.A.MARTIN ROY

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. BINOY S.BABU, S/O.K.G.SURENDRA BABU,
KOLLAPARAMBIL HOUSE, P.D.ROAD, PALLURUTHY,
KOCHI-6.

2. STATE OF KERALA, REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI.K.G.SARATHKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 05/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl.R.P. No. 2590 OF 2007

Dated this the 5th day of July, 2007

O R D E R

The revision petitioner, who was the accused in C.C. No.721/2003 on the file of the JFCM-II, Kochi for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the trial court for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.7416/2007 under section 147 of the Act for recording the composition entered into by them. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C. Money, if any, paid by the revision petitioner pursuant to orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This revision petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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